



General Assembly

## ***Amendment***

***February Session, 2016***

**LCO No. 5995**



Offered by:

SEN. LOONEY, 11<sup>th</sup> Dist.  
SEN. DUFF, 25<sup>th</sup> Dist.  
SEN. COLEMAN, 2<sup>nd</sup> Dist.  
SEN. DOYLE, 9<sup>th</sup> Dist.

SEN. SLOSSBERG, 14<sup>th</sup> Dist.  
SEN. GERRATANA, 6<sup>th</sup> Dist.  
SEN. CASSANO, 4<sup>th</sup> Dist.  
SEN. MCLACHLAN, 24<sup>th</sup> Dist.

To: Subst. Senate Bill No. **15**

File No. 574

Cal. No. 361

***"AN ACT ADOPTING THE REQUIREMENTS OF NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS V. FEDERAL TRADE COMMISSION AND REVISING CERTAIN BOARDS AND COMMISSIONS STATUTES."***

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- 1        In line 43, after "commission" insert "that is adverse to a party"
- 2        Strike lines 80 to 83, inclusive, in their entirety, and insert the
- 3        following in lieu thereof:
- 4        "(6) Each board or commission [shall] may meet at least once in each
- 5        quarter of a calendar year and at such other times as the chairperson or
- 6        the Commissioner of Consumer Protection deems necessary. [or at the
- 7        request of a majority of the board or commission members.] A majority
- 8        of the members shall constitute a"
- 9        Strike lines 109 to 137, inclusive, in their entirety, and insert the
- 10       following in lieu thereof:

11       "(8) Each examining board within the Department of Consumer  
12       Protection or the Commissioner of Consumer Protection shall conduct  
13       any hearing or other action required for an application submitted  
14       pursuant to section 20-333, as amended by this act, and any completed  
15       renewal application submitted pursuant to section 20-335 not later  
16       than (A) thirty days after the date of submission for such application or  
17       completed renewal application, as applicable, or (B) a period of time  
18       deemed appropriate by the Commissioner of Consumer Protection, but  
19       not to exceed sixty days after such date of submission.

20       (b) Each board or commission within the Department of Consumer  
21       Protection under section 21a-6, as amended by this act, that makes a  
22       proposed final decision that is adverse to a party as described in  
23       subdivision (1) of subsection (a) of this section, shall submit such  
24       proposed decision to the Commissioner of Consumer Protection. Not  
25       later than thirty calendar days after receipt of any such proposed  
26       decision, the Commissioner of Consumer Protection shall notify such  
27       board or commission that the commissioner shall render the final  
28       decision concerning such matter. Not later than thirty days after  
29       receipt of any such proposed decision, the commissioner shall  
30       approve, modify or reject the proposed decision or remand the  
31       proposed decision for further review or for the taking of additional  
32       evidence. The decision of the commissioner shall be the final decision  
33       in accordance with section 4-180 for purposes of reconsideration in  
34       accordance with section 4-181a or appeal to the Superior Court in  
35       accordance with section 4-183."

36       In line 138, strike "and (8)" and insert "to (9), inclusive," in lieu  
37       thereof

38       Strike lines 148 and 149 in their entirety and insert the following in  
39       lieu thereof:

40       "such boards or commissions. The department shall distribute  
41       [monthly] quarterly a list of all complaints received within the  
42       previous [month] quarter to the"

43 Strike lines 166 to 170, inclusive, in their entirety and insert the  
44 following in lieu thereof:

45 "that such complaint lacks probable cause. [Notice of such dismissal  
46 shall be given only after approval by the appropriate board or  
47 commission. The commissioner may authorize a settlement if the  
48 settlement is approved by the complainant, the practitioner, and the  
49 board or commission.] The commissioner may bring a complaint  
50 before"

51 In line 178, before "All" insert an opening bracket

52 In line 182, after "basis." insert a closing bracket

53 After line 182, insert the following:

54 "(9) The department may contract with a third party, if the  
55 commissioner deems it necessary, [and if the appropriate board or  
56 commission consents,] to administer licensing examinations and  
57 perform all attendant administrative functions in connection with such  
58 examination and to monitor continuing professional education  
59 requirements, and may require the payment of a fee to such third  
60 party."

61 After line 189, insert the following:

62 "(1) The commissioner shall, in consultation with each board or  
63 commission, exercise the functions of licensing, certification,  
64 registration, accreditation of schools and the rendering of findings,  
65 orders and adjudications."

66 In line 190, bracket "(1)" and insert "(2)" after the closing bracket

67 In line 209, bracket "(2)" and insert "(3)" after the closing bracket

68 In line 219, bracket "(3)" and insert "(4)" after the closing bracket

69 Strike lines 694 to 714, inclusive, in their entirety and insert the  
70 following in lieu thereof:

71       "(2) The provisions of this section shall not apply (A) to any such  
72 board, commission, committee or body whose members are elected  
73 wholly or partially on the basis of a geographical division of the state  
74 or political subdivision, (B) to a legislative body of a municipality (i)  
75 having a town meeting as its legislative body, or (ii) for which the  
76 charter or a special act, on January 1, 1987, provided otherwise, [or] (C)  
77 to the city council of an unconsolidated city within a town and the  
78 town council of such town if the town has a town council and a  
79 representative town meeting, the town charter provides for some form  
80 of minority representation in the election of members of the  
81 representative town meeting, and the city has a city council and a body  
82 having the attributes of a town meeting, or (D) to the board of directors  
83 and other officers of any district, as defined in section 7-324, having  
84 annual receipts from all sources not in excess of two hundred fifty  
85 thousand dollars."

86       After the last section, add the following and renumber sections and  
87 internal references accordingly:

88       "Sec. 501. Section 21a-9 of the general statutes is repealed and the  
89 following is substituted in lieu thereof (*Effective July 1, 2016*):

90       (a) With regard to the boards and commissions within the  
91 Department of Consumer Protection, the Commissioner of Consumer  
92 Protection (1) shall adopt uniform rules of procedure, consistent with  
93 chapter 54, for hearings and other proceedings to be conducted by the  
94 boards or commissions or by the commissioner and for the giving of  
95 notice to persons affected by such proceedings, and (2) may, where  
96 authorized by statute, adopt regulations regarding any subject within  
97 the jurisdiction of a board or commission.

98       (b) Any rules of procedure and regulations adopted pursuant to this  
99 section shall be adopted in accordance with chapter 54. No regulation  
100 shall be adopted pursuant to this section until the appropriate board or  
101 commission has had reasonable opportunity to review the proposed  
102 regulation and to offer comments thereon.

103 (c) Each such board or commission may act in accordance with the  
104 provisions of subdivision (7) of section 21a-7, as amended by this act,  
105 and the commissioner may act in accordance with the provisions of  
106 subdivision [(3)] (4) of subsection (b) of section 21a-8, in the case of a  
107 practitioner who: (1) Engages in fraud or material deception in order to  
108 obtain a license, registration or certificate issued by the board, [or]  
109 commission or commissioner or to aid another in obtaining a license,  
110 registration or certificate issued by the board, [or] commission or  
111 commissioner; (2) performs work beyond the scope of the license,  
112 registration or certificate issued by the board, [or] commission or  
113 commissioner; (3) illegally uses or transfers a license, registration or  
114 certificate issued by the board, [or] commission or commissioner; (4)  
115 performs incompetent or negligent work; (5) makes false, misleading  
116 or deceptive representations to the public; (6) has been subject to  
117 disciplinary action similar to that specified in subdivision (7) of section  
118 21a-7, as amended by this act, or subdivision [(3)] (4) of subsection (b)  
119 of section 21a-8 by a duly authorized professional agency of the United  
120 States, any state within the United States, the District of Columbia, a  
121 United States possession or territory or a foreign jurisdiction; or (7)  
122 violates any provision of the general statutes or any regulation  
123 established thereunder, relating to the practitioner's profession or  
124 occupation.

125 (d) In order to ensure compliance with the provisions of the  
126 Sherman Act, 15 USC 1 et seq., as amended from time to time, the  
127 Commissioner of Consumer Protection shall reject any proposed final  
128 decision of a board or commission submitted for the commissioner's  
129 approval pursuant to section 21a-7, as amended by this act, if the  
130 commissioner finds such decision will have an anticompetitive effect.

131 [(d)] (e) As used in chapters 390, 391, 392, 393, 394, 396, 400g, 400j,  
132 482 and 400l:

133 (1) "Certificate" includes the whole or part of any Department of  
134 Consumer Protection permit which the department issues under  
135 authority of the general statutes and which (A) authorizes practice of

136 the profession by certified persons but does not prohibit the practice of  
137 the profession by others, not certified, (B) prohibits a person from  
138 falsely representing that such person is certified to practice the  
139 profession unless the person holds a certificate issued by the  
140 department, and (C) requires as a condition of certification that a  
141 person submit specified credentials to the department which attest to  
142 qualifications to practice the profession.

143 (2) "License" includes the whole or part of any Department of  
144 Consumer Protection permit, approval, or similar form of permission  
145 which the department issues under authority of the general statutes  
146 and which requires (A) practice of the profession by licensed persons  
147 only, (B) demonstration of competence to practice by examination or  
148 other means and meeting of certain minimum standards, and (C)  
149 enforcement of standards by the department or regulatory board or  
150 commission.

151 (3) "Registration" includes the whole or part of any Department of  
152 Consumer Protection permit which the department issues under  
153 authority of the general statutes and which (A) requires persons to  
154 place their names on a list maintained by the department before they  
155 can engage in the practice of a specified profession or occupation, (B)  
156 does not require a person to demonstrate competence by examination  
157 or other means, and (C) may be revoked or suspended by the  
158 commissioner for cause.

159 Sec. 502. Section 20-294 of the general statutes is repealed and the  
160 following is substituted in lieu thereof (*Effective July 1, 2016*):

161 The board may suspend for a definite period, not to exceed one  
162 year, or revoke any license or certificate of authority issued under this  
163 chapter, after notice and hearing in accordance with the regulations  
164 adopted by the Commissioner of Consumer Protection, or may  
165 officially censure any person holding any such license or certificate of  
166 authority and may assess a civil penalty of up to one thousand dollars,  
167 (1) if it is shown that the license or certificate was obtained through

168 fraud or misrepresentation, (2) if the holder of the license or certificate  
169 has been found guilty by the board or by a court of competent  
170 jurisdiction of any fraud or deceit in such holder's professional practice  
171 or has been convicted of a felony, (3) if the holder of the license or  
172 certificate has been found guilty by the board of gross incompetency or  
173 of negligence in the planning or construction of buildings, or (4) if it is  
174 shown to the satisfaction of the board that the holder of the license or  
175 certificate has violated any provision of this chapter or any regulation  
176 adopted under this chapter. Any such suspension or revocation of a  
177 license or certificate by the board shall be a proposed final decision  
178 and submitted to the commissioner in accordance with the provisions  
179 of subsection (b) of section 21a-7, as amended by this act. The board  
180 may reissue any such license or certificate which has been revoked,  
181 and may modify the suspension of any such license or certificate which  
182 has been suspended.

183 Sec. 503. Section 20-296 of the general statutes is repealed and the  
184 following is substituted in lieu thereof (*Effective July 1, 2016*):

185 The board may, upon the complaint of any one or more licensed  
186 architects or on its own motion, request the Department of Consumer  
187 Protection to inquire into the existence of any violations of the  
188 provisions of this chapter or the regulations adopted under this  
189 chapter. If the board determines that a violation of any such provision  
190 or regulation exists, the board may issue an appropriate order to the  
191 person or persons found to be so violating such provision or  
192 regulation, providing for the immediate discontinuance of such  
193 violation, or may assess a civil penalty of up to one thousand dollars,  
194 or both. Any such issuance of an order or assessment of a penalty by  
195 the board shall be a proposed final decision and submitted to the  
196 commissioner in accordance with the provisions of subsection (b) of  
197 section 21a-7, as amended by this act.

198 Sec. 504. Section 20-302 of the general statutes is repealed and the  
199 following is substituted in lieu thereof (*Effective July 1, 2016*):

200 No person shall practice or offer to practice the profession of  
201 engineering in any of its branches, including land surveying, or use  
202 any title or description tending to convey the impression that such  
203 person is a professional engineer or a land surveyor, unless such  
204 person has been licensed or is exempt under the provisions of this  
205 chapter. The following shall be considered as minimum evidence  
206 satisfactory to the board or Commissioner of Consumer Protection that  
207 the applicant is qualified for licensure as a professional engineer,  
208 engineer-in-training, land surveyor or surveyor-in-training,  
209 respectively:

210 (1) Professional engineer: Graduation from an approved course in  
211 engineering in a school or college approved by the board or  
212 commissioner as of satisfactory standing, a specific record of an  
213 additional four years of active practice in engineering work, which  
214 shall be of a character satisfactory to the board or commissioner, and  
215 the successful passing of a written or written and oral examination  
216 prescribed by the board, with the consent of the commissioner, the first  
217 part of which shall test the applicant's knowledge of fundamental  
218 engineering subjects, including mathematics and the physical sciences,  
219 and the second part of which shall test the applicant's ability to apply  
220 the principles of engineering to the actual practice of engineering. In  
221 lieu of graduation as specified in this subdivision, the board or  
222 commissioner may accept, as an alternative, six years or more of  
223 experience in engineering work which shall be of a character  
224 satisfactory to the board and which shall indicate knowledge, skill and  
225 education approximating that attained through graduation from an  
226 approved course in engineering. The board or commissioner may  
227 waive the written examination requirement in the case of an applicant  
228 who submits a specific record of twenty years or more of lawful  
229 practice in engineering work which shall be of a character satisfactory  
230 to the board or commissioner and which shall indicate that the  
231 applicant is competent to be in responsible charge of such work, and  
232 may waive the first part of the written examination for an applicant  
233 who has completed an approved course in engineering and has at least



234 eight years of engineering experience.

235 (2) Engineer-in-training: The board or commissioner may license as  
236 an engineer-in-training a person who is a graduate of an approved  
237 course in engineering or who has had the alternative experience  
238 prescribed in subdivision (1) of this section and who has successfully  
239 passed the first part of the examination specified in said subdivision.  
240 Licensure as an engineer-in-training shall remain valid for a period of  
241 ten years from date of issuance of an applicant's first license toward  
242 meeting in part the requirements of subdivision (1) of this section.

243 (3) Land surveyor: Graduation from a school or college approved by  
244 the board or commissioner as of satisfactory standing, including the  
245 completion of an approved course in surveying, a specific record of an  
246 additional three years of active practice in land surveying, which shall  
247 be of a character satisfactory to the board or commissioner, and the  
248 successful passing of a written or written and oral examination,  
249 prescribed by the board with the consent of the commissioner, for the  
250 purpose of testing the applicant's knowledge of the fundamentals of  
251 land surveying and the procedures pertaining to land surveying. In  
252 lieu of graduation as specified in this subdivision, the board or  
253 commissioner may accept, as an alternative, six years or more of  
254 experience in surveying work which shall be of a character satisfactory  
255 to the board or commissioner and which shall indicate knowledge,  
256 skill and education approximating that attained through completion of  
257 an approved course in surveying. The board or commissioner may  
258 waive the written examination requirement in the case of an applicant  
259 who submits a specific record of sixteen years or more of lawful  
260 practice in surveying work, at least ten of which shall have been in  
261 land surveying, of a character satisfactory to the board or  
262 commissioner and which shall indicate that the applicant is competent  
263 to be in responsible charge of such work.

264 (4) Surveyor-in-training: The board or commissioner may license as  
265 a surveyor-in-training a person who is a graduate of a school or college  
266 approved by the board or commissioner or who is scheduled to

267 graduate from such an institution within three months after applying  
268 for licensure, or who has had six years or more of experience in  
269 surveying work of a character satisfactory to the board or  
270 commissioner and which indicates knowledge, skill and education  
271 approximating that attained through completion of an approved  
272 course in surveying, provided any such person has successfully passed  
273 part 1 of the national examination relating to fundamentals of land  
274 surveying. Licensure as a surveyor-in-training shall remain valid for a  
275 period of ten years from the date of issuance of an applicant's first  
276 license toward meeting in part the requirements of subdivision (3) of  
277 this section.

278 Sec. 505. Section 20-304 of the general statutes is repealed and the  
279 following is substituted in lieu thereof (*Effective July 1, 2016*):

280 The [board shall authorize the] Department of Consumer Protection  
281 [to] shall issue a license, upon payment of a fee as provided in section  
282 20-305, to any applicant who [, in the opinion of the board,] has  
283 satisfactorily met all the requirements of this chapter. The issuance of a  
284 license by the department shall be evidence that the person named in  
285 such license is entitled to all the rights and privileges of a licensed  
286 professional engineer, or of a licensed land surveyor, while such  
287 license remains valid. Nothing in this chapter shall be construed as  
288 permitting a person licensed only as a land surveyor to practice any  
289 other branch of the profession of engineering nor as permitting a  
290 licensed professional engineer to practice land surveying unless such  
291 person is a holder of a valid combined license as professional engineer  
292 and land surveyor. The Commissioner of Consumer Protection, with  
293 the advice and assistance of the board, may adopt regulations, in  
294 accordance with chapter 54, pertaining to the design and use of seals  
295 by licensees under this chapter. Each agency, department, board or  
296 commission of the state or political subdivision of the state shall  
297 accept, subject to review for conformance with all approved policies  
298 and standards, any final drawings, specifications, plots, reports, papers  
299 or documents relative to the practice of a licensed professional  
300 engineer or land surveyor when sealed and submitted on behalf of an

301 employer by a licensed professional engineer or licensed land  
302 surveyor.

303 Sec. 506. Subsection (a) of section 20-304a of the 2016 supplement to  
304 the general statutes is repealed and the following is substituted in lieu  
305 thereof (*Effective July 1, 2016*):

306 (a) The board or Commissioner of Consumer Protection may issue  
307 an automatic fire sprinkler system layout technician's license to any  
308 person who has received level III certification from the National  
309 Institute for Certification in Engineering Technologies in the field of  
310 fire protection engineering technology or a subfield of automatic  
311 sprinkler system layout. Any person who is a professional engineer  
312 licensed in accordance with the provisions of this chapter shall be  
313 exempt from such licensing requirement.

314 Sec. 507. Section 20-307a of the general statutes is repealed and the  
315 following is substituted in lieu thereof (*Effective July 1, 2016*):

316 The Department of Consumer Protection may, upon request of the  
317 board or on its own motion, inquire into the existence of violations of  
318 the provisions of this chapter. If, after notice and opportunity for  
319 hearing as provided in the regulations adopted by the Commissioner  
320 of Consumer Protection, the board determines that a violation of any  
321 provision of this chapter or any regulation adopted under this chapter  
322 exists, the board may issue an appropriate order to the person or  
323 persons found to be so violating such provision or regulation,  
324 providing for the immediate discontinuance of such violation. Any  
325 such issuance of an order by the board shall be a proposed final  
326 decision and submitted to the commissioner in accordance with the  
327 provisions of subsection (b) of section 21a-7, as amended by this act.

328 Sec. 508. Section 20-312 of the general statutes is repealed and the  
329 following is substituted in lieu thereof (*Effective July 1, 2016*):

330 (a) No person shall act as a real estate broker or real estate  
331 salesperson without a license issued by the commission or the

332 Commissioner of Consumer Protection, unless exempt under this  
333 chapter. The Commissioner of Consumer Protection may enter into  
334 any contract for the purpose of administratively processing the  
335 renewal of licenses on behalf of the commission.

336 (b) The practice of or the offer to practice real estate brokerage  
337 business in this state by individual licensed real estate brokers or real  
338 estate salespersons as a corporation, limited liability company or  
339 partnership, a material part of the business of which includes real  
340 estate brokerage, is permitted, provided (1) the personnel of such  
341 corporation, limited liability company or partnership who engage in  
342 the real estate brokerage business as real estate brokers or real estate  
343 salespersons, and the real estate brokers whose ownership, control,  
344 membership or partnership interest is credited toward the  
345 requirements of subdivision (3) of this subsection, are licensed or  
346 exempt from licensure under this chapter, (2) the corporation, limited  
347 liability company or partnership has been issued a real estate broker  
348 license by the commission or the commissioner as provided in this  
349 section and has paid the license or renewal fee required for a real estate  
350 broker's license as set forth in section 20-314, as amended by this act,  
351 and (3) except for a publicly traded corporation (A) with respect to a  
352 corporation other than a nonstock corporation, one or more real estate  
353 brokers own or control fifty-one per cent or more of the total issued  
354 shares of the corporation, (B) with respect to a nonstock corporation,  
355 one or more real estate brokers constitute at least fifty-one per cent of  
356 the members of the nonstock corporation, (C) with respect to a limited  
357 liability company, one or more real estate brokers own or control at  
358 least fifty-one per cent of the interest in the limited liability company,  
359 as defined in section 34-101, or (D) with respect to a partnership, one  
360 or more real estate brokers' partnership interest, as defined in section  
361 34-301, constitutes at least fifty-one per cent of the total partnership  
362 interest. No such corporation, limited liability company or partnership  
363 shall be relieved of responsibility for the conduct or acts of its agents,  
364 employees or officers by reason of its compliance with this section, nor  
365 shall any individual practicing real estate brokerage be relieved of

366 responsibility for real estate services performed by reason of the  
367 individual's employment or relationship with such corporation,  
368 limited liability company or partnership. The Real Estate Commission  
369 may refuse to authorize the issuance or renewal of a license if any facts  
370 exist that would entitle the commission to suspend or revoke an  
371 existing license.

372 (c) A corporation, limited liability company or partnership desiring  
373 a real estate broker license shall file with the commission or the  
374 commissioner an application on such forms and in such manner as  
375 prescribed by the Department of Consumer Protection. Each such  
376 corporation, limited liability company or partnership shall file with the  
377 commission a designation of at least one individual licensed as a real  
378 estate broker in this state who shall be in charge of the real estate  
379 brokerage business of such corporation, limited liability company or  
380 partnership in this state. Such corporation, limited liability company or  
381 partnership shall notify the commission of any change in such  
382 designation not later than thirty days after such change becomes  
383 effective.

384 (d) The Real Estate Commission may impose a fine of not more than  
385 one thousand dollars on any corporation, limited liability company or  
386 partnership that engages in real estate business without a license  
387 required by this section. Any such imposition of a fine by the  
388 commission shall be a proposed final decision and submitted to the  
389 commissioner in accordance with the provisions of subsection (b) of  
390 section 21a-7, as amended by this act.

391 Sec. 509. Section 20-313 of the general statutes is repealed and the  
392 following is substituted in lieu thereof (*Effective July 1, 2016*):

393 Any person possessing the qualifications prescribed in this chapter,  
394 and in any regulations adopted under this chapter, who desires to  
395 engage in the real estate business shall [make application] apply, in  
396 writing, as provided in this chapter, to the commission or the  
397 Commissioner of Consumer Protection for the specific license desired.

398 Sec. 510. Subsection (c) of section 20-314 of the 2016 supplement to  
399 the general statutes is repealed and the following is substituted in lieu  
400 thereof (*Effective July 1, 2016*):

401 (c) In order to determine the competency of any applicant for a real  
402 estate broker's license or a real estate salesperson's license the  
403 commission or Commissioner of Consumer Protection shall, on  
404 payment [to the commission] of an application fee of one hundred  
405 twenty dollars by an applicant for a real estate broker's license or [on  
406 payment to the commission of] an application fee of eighty dollars by  
407 an applicant for a real estate salesperson's license, subject such  
408 applicant to personal written examination as to the applicant's  
409 competency to act as a real estate broker or real estate salesperson, as  
410 the case may be. Such examination shall be prepared by the  
411 Department of Consumer Protection or by a national testing service  
412 designated by the Commissioner of Consumer Protection and shall be  
413 administered to applicants by the Department of Consumer Protection  
414 or by such testing service at such times and places as the commissioner  
415 may deem necessary. The commission or Commissioner of Consumer  
416 Protection may waive the uniform portion of the written examination  
417 requirement in the case of an applicant who has taken the national  
418 testing service examination in another state within two years from the  
419 date of application and has received a score deemed satisfactory by the  
420 commission or Commissioner of Consumer Protection. The  
421 Commissioner of Consumer Protection shall adopt regulations, in  
422 accordance with chapter 54, establishing passing scores for  
423 examinations. In addition to such application fee, applicants taking the  
424 examination administered by a national testing service shall be  
425 required to pay directly to such testing service an examination fee  
426 covering the cost of such examination. Each payment of such  
427 application fee shall entitle the applicant to take such examination  
428 within the one-year period from the date of payment.

429 Sec. 511. Subsection (d) of section 20-314 of the 2016 supplement to  
430 the general statutes, as amended by section 1 of public act 15-98, is  
431 repealed and the following is substituted in lieu thereof (*Effective July*

432 1, 2016):

433 (d) (1) Each applicant applying for a real estate broker's license on or  
434 after July 1, 2016, shall, before being admitted to such examination,  
435 prove to the satisfaction of the commission or the Commissioner of  
436 Consumer Protection that the applicant (A) (i) has been actively  
437 engaged for at least two years as a licensed real estate salesperson  
438 under the supervision of a licensed real estate broker in this state, (ii)  
439 has successfully completed a course approved by the commission or  
440 commissioner in real estate principles and practices of at least sixty  
441 classroom hours of study, (iii) has successfully completed a course  
442 approved by the commission or commissioner in real estate legal  
443 compliance consisting of at least fifteen classroom hours of study, (iv)  
444 has successfully completed a course approved by the commission or  
445 commissioner in real estate brokerage principles and practices  
446 consisting of at least fifteen classroom hours, and (v) has successfully  
447 completed two elective courses, each consisting of fifteen classroom  
448 hours of study, as prescribed by the commission or commissioner, or  
449 (B) has equivalent experience or education as determined by the  
450 commission or commissioner.

451 (2) The commission or the Commissioner of Consumer Protection  
452 shall waive the elective courses under subparagraph (A)(v) of  
453 subdivision (1) of this subsection if the applicant has successfully  
454 completed at least twenty real estate transactions within five years  
455 immediately preceding the date of application. As used in this  
456 subdivision, "real estate transaction" means any transaction in which  
457 real property is legally transferred to another party or in which a lease  
458 agreement is executed between a landlord and a tenant.

459 (3) Each applicant for a real estate salesperson's license shall, before  
460 being admitted to such examination, prove to the satisfaction of the  
461 commission or the Commissioner of Consumer Protection that the  
462 applicant (A) has successfully completed a course approved by the  
463 commission or commissioner in real estate principles and practices  
464 consisting of at least sixty classroom hours of study, or (B) has

465 equivalent experience or education as determined by the commission  
466 or commissioner.

467 Sec. 512. Subsection (a) of section 20-316 of the general statutes is  
468 repealed and the following is substituted in lieu thereof (*Effective July*  
469 *1, 2016*):

470 (a) [No license under this chapter shall be denied by the] The  
471 commission [to] or Commissioner of Consumer Protection shall not  
472 deny a license under this chapter to any applicant who has been  
473 convicted of forgery, embezzlement, obtaining money under false  
474 pretenses, extortion, criminal conspiracy to defraud or other like  
475 offense or offenses, or to any association or partnership of which such  
476 person is a member, or to any corporation of which such person is an  
477 officer or in which as a stockholder such person has or exercises a  
478 controlling interest either directly or indirectly, except in accordance  
479 with the provisions of section 46a-80.

480 Sec. 513. Subsection (a) of section 20-317 of the general statutes is  
481 repealed and the following is substituted in lieu thereof (*Effective July*  
482 *1, 2016*):

483 (a) A person licensed in another state as a real estate broker or  
484 salesperson may become a real estate broker or real estate salesperson  
485 in this state by conforming to all of the provisions of this chapter. The  
486 commission or Commissioner of Consumer Protection shall recognize  
487 a current, valid license issued to a currently practicing, competent real  
488 estate broker or real estate salesperson by another state as satisfactorily  
489 qualifying the broker or salesperson for a license as a real estate broker  
490 or real estate salesperson under this chapter, provided (1) the laws of  
491 the state in which the broker or salesperson is licensed require that  
492 applicants for licenses as real estate brokers and real estate  
493 salespersons establish their competency by written examinations and  
494 allow licenses to be issued to residents of the state of Connecticut,  
495 licensed under this chapter, without examination, (2) the licensure  
496 requirements of such state are substantially similar to or higher than



497 those of this state, and (3) the broker or salesperson has no disciplinary  
498 proceeding or unresolved complaint pending against the broker or  
499 salesperson. If the applicant is licensed in a state that does not have  
500 such requirements, such applicant shall be required to pass the  
501 Connecticut portion of the real estate examination.

502 Sec. 514. Section 20-320 of the general statutes is repealed and the  
503 following is substituted in lieu thereof (*Effective July 1, 2016*):

504 The Department of Consumer Protection may, upon the request of  
505 the commission or upon the verified complaint in writing of any  
506 person, if such complaint, or such complaint together with evidence,  
507 documentary or otherwise, presented in connection with such  
508 complaint, shall make out a prima facie case, investigate the actions of  
509 any real estate broker or real estate salesperson or any person who  
510 assumes to act in any of such capacities within this state. The  
511 commission may temporarily suspend or permanently revoke any  
512 license issued under the provisions of this chapter and, in addition to  
513 or in lieu of such suspension or revocation, may, in its discretion,  
514 impose a fine of not more than two thousand dollars at any time when,  
515 after proceedings as provided in section 20-321, the commission finds  
516 that the licensee has by false or fraudulent misrepresentation obtained  
517 a license or that the licensee is guilty of any of the following: (1)  
518 Making any material misrepresentation; (2) making any false promise  
519 of a character likely to influence, persuade or induce; (3) acting as an  
520 agent for more than one party in a transaction without the knowledge  
521 of all parties for whom the licensee acts; (4) representing or attempting  
522 to represent a real estate broker other than the licensee's employer or  
523 the broker with whom the licensee is affiliated, without the express  
524 knowledge and consent of the licensee's employer or affiliated broker;  
525 (5) failing, within a reasonable time, to account for or remit any  
526 moneys coming into the licensee's possession which belong to others;  
527 (6) entering into an exclusive listing contract or buyer agency contract  
528 which contains a fixed termination date if such contract also provides  
529 for an automatic continuation of the period of such contract beyond  
530 such date; (7) failing to deliver immediately a copy of any instrument

531 to any party or parties executing the instrument, where such  
532 instrument has been prepared by the licensee or under the licensee's  
533 supervision and where such instrument relates to the employment of  
534 the licensee or to any matters pertaining to the consummation of a  
535 lease, or the purchase, sale or exchange of real property or any other  
536 type of real estate transaction in which the licensee may participate as  
537 a broker or a salesperson; (8) conviction in a court of competent  
538 jurisdiction of forgery, embezzlement, obtaining money under false  
539 pretenses, larceny, extortion, conspiracy to defraud, or other like  
540 offense or offenses, provided suspension or revocation under this  
541 subdivision shall be subject to the provisions of section 46a-80; (9)  
542 collecting compensation in advance of services to be performed and  
543 failing, upon demand of the person paying the compensation or the  
544 commission, to render an accounting of the use of such money; (10)  
545 commingling funds of others with the licensee's own, or failing to keep  
546 funds of others in an escrow or trustee account; (11) any act or conduct  
547 which constitutes dishonest, fraudulent or improper dealings; (12)  
548 failing to provide the disclosures required by section 20-325c; (13) a  
549 violation of any provision of this chapter or any regulation adopted  
550 under this chapter. Any such suspension or revocation of a license or  
551 imposition of a fine by the commission shall be a proposed final  
552 decision and submitted to the commissioner in accordance with the  
553 provisions of subsection (b) of section 21a-7, as amended by this act.  
554 Any fine collected pursuant to this section shall be deposited in the  
555 Real Estate Guaranty Fund established pursuant to section 20-324a.

556 Sec. 515. Section 20-320a of the general statutes is repealed and the  
557 following is substituted in lieu thereof (*Effective July 1, 2016*):

558 (a) No real estate broker or real estate salesperson, no person  
559 affiliated with such broker or salesperson, and no person engaging in  
560 the real estate business may receive a fee, commission or other form of  
561 referral fee for the referral of any buyer of real property to (1) an  
562 attorney-at-law admitted to practice in this state or any person  
563 affiliated with such attorney or (2) any mortgage broker, any lender, as  
564 defined in subdivision (5) of section 49-31d, or any person affiliated

565 with such mortgage broker or lender.

566 (b) The Department of Consumer Protection may, upon the request  
567 of the commission or upon the verified complaint in writing of any  
568 person, if such complaint, or such complaint together with evidence,  
569 documentary or otherwise, presented in connection with such  
570 complaint, shall make out a prima facie case, investigate the actions of  
571 any real estate broker or real estate salesperson or any person who  
572 assumes to act in any of such capacities within this state. The  
573 commission may temporarily suspend or permanently revoke any  
574 license issued under the provisions of this chapter, and, in addition to  
575 or in lieu of such suspension or revocation, may, in its discretion,  
576 impose a fine of not more than one thousand dollars for the first  
577 offense at any time when, after proceedings as provided in section 20-  
578 321, the commission finds that the licensee is guilty of violating any of  
579 the provisions of subsection (a) of this section. Any such suspension or  
580 revocation of a license or imposition of a fine by the commission shall  
581 be a proposed final decision and submitted to the commissioner in  
582 accordance with the provisions of subsection (b) of section 21a-7, as  
583 amended by this act.

584 Sec. 516. Section 20-325 of the general statutes is repealed and the  
585 following is substituted in lieu thereof (*Effective July 1, 2016*):

586 Any person who engages in the business of a real estate broker or  
587 real estate salesperson without obtaining a license as provided in this  
588 chapter shall be fined not more than one thousand dollars or  
589 imprisoned not more than six months or both, and shall be ineligible to  
590 obtain a license for one year from the date of conviction of such  
591 offense, except that the commission [, in its discretion,] or  
592 Commissioner of Consumer Protection may grant a license to such  
593 person within such one-year period upon application and after a  
594 hearing on such application.

595 Sec. 517. Section 20-333 of the general statutes is repealed and the  
596 following is substituted in lieu thereof (*Effective July 1, 2016*):

597       (a) To obtain a license under this chapter, an applicant shall have  
598 attained such applicant's eighteenth birthday and shall furnish such  
599 evidence of competency as the appropriate board [, with the consent  
600 of] or the Commissioner of Consumer Protection [.] shall require. A  
601 recommendation for review issued pursuant to section 31-22u shall be  
602 sufficient to demonstrate such competency. The applicant shall satisfy  
603 such board or the commissioner that such applicant is of good moral  
604 character, possesses a diploma or other evidence of graduation from  
605 the eighth grade of grammar school, or possesses an equivalent  
606 education to be determined on examination and has the requisite skill  
607 to perform the work in the trade for which such applicant is applying  
608 for a license and can comply with all other requirements of this chapter  
609 and the regulations adopted under this chapter. A recommendation for  
610 review issued pursuant to section 31-22u shall be sufficient to  
611 demonstrate that an applicant possesses such requisite skill and can  
612 comply with all other requirements of this chapter and the regulations  
613 adopted under this chapter. For any application submitted pursuant to  
614 this section that requires a hearing or other action by the applicable  
615 examining board or the commissioner, such hearing or other action by  
616 the applicable examining board or the commissioner shall occur not  
617 later than thirty days after the date of submission for such application.  
618 Upon application for any such license, the applicant shall pay to the  
619 department a nonrefundable application fee of ninety dollars for a  
620 license under subdivisions (2) and (3) of subsection (a) and subdivision  
621 (4) of subsection (e) of section 20-334a, or a nonrefundable application  
622 fee of one hundred fifty dollars for a license under subdivision (1) of  
623 subsection (a), subdivisions (1) and (2) of subsection (b), subdivision  
624 (1) of subsection (c) and subdivisions (1), (2) and (3) of subsection (e) of  
625 section 20-334a. Any such application fee shall be waived for persons  
626 who present a recommendation for review issued pursuant to section  
627 31-22u.

628       (b) The department shall conduct such written, oral and practical  
629 examinations as the appropriate board, with the consent of the  
630 commissioner, deems necessary to test the knowledge of the applicant

631 in the work for which a license is being sought. The department shall  
632 allow any applicant, who has not participated in an apprenticeship  
633 program but presents a recommendation for review issued pursuant to  
634 section 31-22u, to sit for any such examination. Any person completing  
635 the required apprentice training program for a journeyman's license  
636 under section 20-334a, as amended by this act, shall, within thirty days  
637 following such completion, apply for a licensure examination given by  
638 the department. If an applicant does not pass such licensure  
639 examination, the commissioner shall provide each failed applicant  
640 with information on how to retake the examination and a report  
641 describing the applicant's strengths and weaknesses in such  
642 examination. Any apprentice permit issued under section 20-334a, as  
643 amended by this act, to an applicant who fails three licensure  
644 examinations in any one-year period shall remain in effect if such  
645 applicant applies for and takes the first licensure examination given by  
646 the department following the one-year period from the date of such  
647 applicant's third and last unsuccessful licensure examination.  
648 Otherwise, such permit shall be revoked as of the date of the first  
649 examination given by the department following expiration of such  
650 one-year period.

651 (c) When an applicant has qualified for a license, the department  
652 shall, upon receipt of the license fee or upon waiver of such fee  
653 pursuant to section 20-335, issue to such applicant a license entitling  
654 such applicant to engage in the work or occupation for which a license  
655 was sought and shall register each successful applicant's name and  
656 address in the roster of licensed persons authorized to engage in the  
657 work or occupation within the appropriate board's authority. All fees  
658 and other moneys collected by the department shall be promptly  
659 transmitted to the State Treasurer as provided in section 4-32.

660 Sec. 518. Section 20-333a of the general statutes is repealed and the  
661 following is substituted in lieu thereof (*Effective July 1, 2016*):

662 The Commissioner of Consumer Protection may, upon the payment  
663 of the appropriate fee, as provided in section 20-335, grant a license or

664 a card of registration provided for in this chapter, without an  
665 examination, to any currently practicing, competent person who holds  
666 a similar license or card of registration granted by any other state,  
667 licensure jurisdiction within another state, the District of Columbia or  
668 any territory or commonwealth of the United States having licensure  
669 or registration requirements substantially similar to, or higher than,  
670 those of this state, if the licensing authority in such other state,  
671 licensure jurisdiction within another state, the District of Columbia or  
672 any territory or commonwealth of the United States may grant such  
673 similar license or card of registration, without an examination, to any  
674 currently practicing, competent licensee or registrant from this state.  
675 The commissioner, [with the advice and consent of] in consultation  
676 with the appropriate examining board, may adopt regulations in  
677 accordance with the provisions of chapter 54 in order to carry out the  
678 provisions of this section.

679 Sec. 519. Subsection (c) of section 20-334 of the general statutes is  
680 repealed and the following is substituted in lieu thereof (*Effective July*  
681 *1, 2016*):

682 (c) [Each] The Commissioner of Consumer Protection and each  
683 board established under section 20-331 may suspend or revoke any  
684 license or certificate granted or issued by it under this chapter if the  
685 holder of such license or certificate is convicted of a felony, is grossly  
686 incompetent, engages in malpractice or unethical conduct or  
687 knowingly makes false, misleading or deceptive representations  
688 regarding his work or violates the regulations adopted under this  
689 chapter. Before any such license is suspended or revoked, such holder  
690 shall be given notice and opportunity for hearing as provided in  
691 regulations adopted by the Commissioner of Consumer Protection.  
692 Any person whose license has been suspended or revoked may, after  
693 ninety days, apply to the board to have such license reinstated. Any  
694 such suspension or revocation of a license or certification by the board  
695 shall be a proposed final decision and submitted to the commissioner  
696 in accordance with the provisions of subsection (b) of section 21a-7, as  
697 amended by this act.

698 Sec. 520. Subsections (a) and (b) of section 20-334a of the general  
699 statutes are repealed and the following is substituted in lieu thereof  
700 (*Effective July 1, 2016*):

701 (a) Except as otherwise provided in this section, the following  
702 licenses may be issued by the Department of Consumer Protection,  
703 [upon authorization] with the advice and assistance of the boards,  
704 under the provisions of section 20-333, as amended by this act:

705 (1) (A) An unlimited contractor's license may be issued to a person  
706 who has served as a journeyman in the trade for which such person  
707 seeks a license for not less than two years and, if such service as a  
708 journeyman was outside this state, has furnished evidence satisfactory  
709 to the appropriate state board or the department that such service is  
710 comparable to similar service in this state, or has furnished satisfactory  
711 evidence of education and experience and has passed an examination  
712 which has demonstrated that such person is competent in all aspects of  
713 such trade to be an unlimited contractor. (B) A limited contractor's  
714 license may be issued to a person who fulfills the requirements of  
715 subparagraph (A) of this subdivision as to a specific area or areas  
716 within the trade for which such person seeks a license. (C) The holder  
717 of an unlimited or a limited contractor's license may, within the trade,  
718 or the area or areas of the trade, for which such holder has been  
719 licensed, furnish supplies and do layout, installation, repair and  
720 maintenance work and distribute and handle materials, provided  
721 nothing in this subdivision shall be construed to authorize the  
722 performance of any action for which licensure is required under the  
723 provisions of chapter 390 or 391. Such licensee shall furnish the board  
724 or the department with evidence that such licensee will comply with  
725 all state requirements pertaining to workers' compensation and  
726 unemployment insurance and that such evidence shall be available to  
727 any properly interested person prior to the issuance of a license under  
728 this subdivision.

729 (2) (A) An unlimited journeyman's license may be issued to any  
730 person who has completed a bona fide apprenticeship program,

731 including not less than four years' experience in the trade for which  
732 such person seeks a license, and has demonstrated such person's  
733 competency to perform all services included in the trade for which a  
734 license is sought by successfully completing the applicable state  
735 licensure examination. (B) A limited journeyman's license may be  
736 issued to a person who fulfills the requirements of subparagraph (A) of  
737 this subdivision in a specific area or areas of the trade for which such  
738 person seeks a license, provided the length of experience required may  
739 be less than four years for such area or areas of the trade.

740 (3) An apprentice's permit may be issued for the performance of  
741 work in a trade licensed under the provisions of this chapter, for the  
742 purpose of training, which work may be performed only under the  
743 supervision of a licensed contractor or journeyman.

744 (4) An apprentice permit shall expire upon the failure of the  
745 apprentice holding such permit to apply for the first licensure  
746 examination given by the department following completion of an  
747 apprentice training program as provided in subdivision (2) of this  
748 subsection.

749 (b) The following licenses for solar thermal work may be issued by  
750 the department, [upon authorization] with the advice and assistance of  
751 the examining board for heating, piping, cooling and sheet metal work,  
752 under the provisions of section 20-333, as amended by this act,  
753 including an examination on solar work:

754 (1) A solar thermal contractor's license may be issued to any person  
755 who (A) not later than July 1, 1984, (i) has been issued a P-1, P-3, S-1, S-  
756 3, S-5, S-7, D-1 or D-3 license under subdivision (1) of subsection (a) of  
757 this section or installs at least six fully operational solar hot water  
758 heating systems, and (ii) qualifies for a solar thermal contractor's  
759 license under section 20-333, as amended by this act, or (B) has served  
760 as a solar thermal journeyman for not less than two years.

761 (2) A solar thermal journeyman's license may be issued to any  
762 person who (A) not later than July 1, 1984, (i) is issued a P-2, P-4, S-2, S-



763 4, S-6, S-8, D-2 or D-4 license under subdivision (2) of subsection (a) of  
764 this section, and (ii) qualifies for a solar thermal journeyman's license  
765 under section 20-333, as amended by this act, (B) after July 1, 1984, is  
766 issued a P-2, P-4, S-2, S-4, S-6, S-8, D-2 or D-4 license under subdivision  
767 (2) of subsection (a) of this section and whose bona fide apprenticeship  
768 program includes instruction in solar thermal work, or (C) after July 1,  
769 1984, completes a bona fide solar thermal work apprenticeship  
770 program and has not less than two years' experience in solar thermal  
771 work. A solar thermal journeyman may work only under the  
772 supervision of a licensed solar thermal contractor.

773 (3) A solar thermal apprentice's permit may be issued for the  
774 performance of solar thermal work for the purpose of training. Such  
775 work may be performed only under the supervision of a licensed solar  
776 thermal contractor or journeyman.

777 Sec. 521. Subsection (b) of section 20-340b of the general statutes is  
778 repealed and the following is substituted in lieu thereof (*Effective July*  
779 *1, 2016*):

780 (b) Notwithstanding any provision of this chapter, [to the contrary,]  
781 a public service technician may be issued a certificate of registration by  
782 the Department of Consumer Protection, [upon authorization of] in  
783 consultation with the Electrical Work Board, in lieu of any license  
784 which otherwise might be required under this chapter, which shall  
785 entitle the holder of such certificate to perform telecommunications  
786 electrical work only as provided in this section, provided the public  
787 service company, certified telecommunications provider or affiliate  
788 which employs the public service technician certifies to the [Electrical  
789 Work Board] Department of Consumer Protection that the employee  
790 has obtained such training and experience deemed necessary by the  
791 public service company, certified telecommunications provider or  
792 affiliate to perform telecommunications electrical work included in  
793 such employee's job functions.

794 Sec. 522. Subsection (e) of section 20-340b of the general statutes is

795 repealed and the following is substituted in lieu thereof (*Effective July*  
796 *1, 2016*):

797 (e) A public service company or certified telecommunications  
798 provider employing a public service technician shall inform the  
799 [Electrical Work Board] Department of Consumer Protection upon the  
800 change in job description or termination of any registered public  
801 service technician previously certified to the [board] department  
802 pursuant to subsection (b) of this section and upon the issuance or  
803 termination of a trainee's certificate provided to an employee pursuant  
804 to subsection (d) of this section.

805 Sec. 523. Subsection (a) of section 20-372 of the general statutes is  
806 repealed and the following is substituted in lieu thereof (*Effective July*  
807 *1, 2016*):

808 (a) The issuance of a license by the Department of Consumer  
809 Protection shall be evidence that the person named in such license is  
810 entitled to the rights and privileges of a licensed landscape architect  
811 while such license remains valid. The board may deny or refuse to  
812 authorize the issuance of a license by the department upon proof of the  
813 commission by an applicant of any act or omission which would  
814 constitute cause for disciplinary action under this chapter if committed  
815 by a licensee. Any such denial or refusal of the board to authorize the  
816 issuance of a license shall be a proposed final decision and submitted  
817 to the commissioner in accordance with the provisions of subsection  
818 (b) of section 21a-7, as amended by this act. The department shall keep  
819 a record of the names and addresses of all licensed landscape  
820 architects, which record shall be open to the public. The department  
821 shall keep an index and record of each license. The license shall contain  
822 the name of the person to whom issued and his address and principal  
823 place of business. Licenses to practice landscape architecture shall  
824 remain in full force until revoked or suspended for cause, as provided  
825 in section 20-373, as amended by this act.

826 Sec. 524. Section 20-373 of the general statutes is repealed and the

827 following is substituted in lieu thereof (*Effective July 1, 2016*):

828 After notice and opportunity for hearing as provided in the  
829 regulations adopted by the Commissioner of Consumer Protection, the  
830 board may: (1) Suspend or revoke any license or registration issued  
831 pursuant to this chapter, (2) issue a letter of reprimand to any such  
832 license or registration holder, (3) place any such license or registration  
833 holder on probationary status with certain conditions, (4) issue a civil  
834 penalty in an amount not greater than one thousand dollars to any  
835 such license or registration holder, or (5) impose any combination of  
836 subdivisions (1) to (4), inclusive, of this section if it is shown that the  
837 license or registration was obtained through fraud or  
838 misrepresentation; or if the holder of the license or registration has  
839 been found guilty by the board or by a court of competent jurisdiction  
840 of any fraud or deceit in such license or registration holder's  
841 professional practice; or if the holder of the license or registration has  
842 been found guilty by the board of negligence or incompetency; or if the  
843 board has found that the licensee or registrant has violated any  
844 provision of this chapter, or the regulations adopted pursuant to this  
845 chapter. Any action taken by the board pursuant to subdivisions (1) to  
846 (5), inclusive, of this section shall be a proposed final decision and  
847 submitted to the commissioner in accordance with the provisions of  
848 subsection (b) of section 21a-7, as amended by this act. Appeals from  
849 the decisions of the [board] Commissioner of Consumer Protection  
850 may be taken as provided in section 4-183. The board may authorize  
851 the Department of Consumer Protection to reissue any license or  
852 registration which has been revoked, and the board may modify or  
853 discontinue any action taken by it pursuant to this section.

854 Sec. 525. Subsection (c) of section 20-494 of the general statutes is  
855 repealed and the following is substituted in lieu thereof (*Effective July*  
856 *1, 2016*):

857 (c) The board may discontinue, suspend or rescind any action taken  
858 under subsection (a) or (b) of this section. Any such action taken by  
859 the board under subsection (a) or (b) of this section that is adverse to a

860 party shall be a proposed final decision and submitted to the  
861 commissioner in accordance with the provisions of subsection (b) of  
862 section 21a-7, as amended by this act.

863       Sec. 526. Subsection (b) of section 20-494a of the general statutes is  
864 repealed and the following is substituted in lieu thereof (*Effective July*  
865 *1, 2016*):

866       (b) The board may, after notice and hearing and with the consent of  
867 the Commissioner of Consumer Protection, impose a civil penalty on  
868 any person who (1) engages in or practices the work for which a  
869 license or permit is required by sections 20-490 to 20-495a, inclusive,  
870 without having first obtained such a license or permit, (2) employs or  
871 supplies for employment a person who does not have such a license or  
872 permit, (3) falsely pretends to qualify to engage in or practice such  
873 work, (4) engages in or practices any of the work for which a license or  
874 permit is required by said sections after the expiration of such person's  
875 license or permit, or (5) violates any of the provisions of said sections  
876 or the regulations adopted pursuant to said sections. Such penalty  
877 shall not exceed five thousand dollars for each violation, except that  
878 any individual employed as a home inspector intern but improperly  
879 registered shall not be penalized for a first offense.

880       Sec. 527. Section 20-519 of the general statutes is repealed and the  
881 following is substituted in lieu thereof (*Effective July 1, 2016*):

882       Before refusing, suspending or revoking any certification or  
883 provisional license, or imposing any fine, the commission shall give  
884 notice and afford an opportunity for hearing as provided in the  
885 regulations adopted by the Commissioner of Consumer Protection.  
886 Any such refusal, suspension or revocation of a certification or license  
887 by the commission shall be a proposed final decision and submitted to  
888 the commissioner in accordance with the provisions of subsection (b)  
889 of section 21a-7, as amended by this act.

890       Sec. 528. Section 20-574 of the general statutes is repealed and the  
891 following is substituted in lieu thereof (*Effective July 1, 2016*):

892 The commissioner shall exercise [general] supervision over the  
893 operations of the commission pursuant to sections 20-570 to 20-630,  
894 inclusive.

895 Sec. 529. Subsection (a) of section 20-653 of the general statutes is  
896 repealed and the following is substituted in lieu thereof (*Effective July*  
897 *1, 2016*):

898 (a) Any person seeking a license under the provisions of sections 20-  
899 650 to 20-656, inclusive, as amended by this act, shall apply to the  
900 board or the Department of Consumer Protection in writing on a form  
901 provided by the board. Such application shall include the applicant's  
902 name, residence address, business address and such other information  
903 as the Commissioner of Consumer Protection may require by  
904 regulation adopted in accordance with chapter 54 upon the  
905 recommendation of the board.

906 Sec. 530. Section 20-654 of the general statutes is repealed and the  
907 following is substituted in lieu thereof (*Effective July 1, 2016*):

908 (a) No person shall receive a license under the provisions of sections  
909 20-650 to 20-656, inclusive, as amended by this act, until such person  
910 has passed an examination which shall be substantially similar to the  
911 examination of the National Court Reporters Association, or has  
912 submitted evidence satisfactory to the board or the Department of  
913 Consumer Protection that such person is a Registered Professional  
914 Reporter of the National Court Reporters Association or its equivalent.

915 (b) If the applicant satisfies the requirements of this section, upon  
916 payment of the fee required by section 20-653, as amended by this act,  
917 the board [shall authorize] or the Department of Consumer Protection  
918 [to] shall issue a license to the applicant, showing that the person  
919 named in such license is entitled to engage in the practice of shorthand  
920 reporting in this state in accordance with the provisions of sections 20-  
921 650 to 20-656, inclusive, as amended by this act. Notwithstanding the  
922 provisions of subsection (b) of section 21a-10, any such license shall be  
923 valid for a period of three years.

924 (c) Any license issued under the provisions of sections 20-650 to 20-  
925 656, inclusive, as amended by this act, upon payment of the fee  
926 required by section 20-653, as amended by this act, may be renewed  
927 for a period of three years. As a condition of any such renewal, the  
928 licensee shall furnish evidence satisfactory to the board or the  
929 department that the licensee has completed not less than thirty  
930 continuing education credits since receipt of the initial license or the  
931 previous license renewal. The Commissioner of Consumer Protection  
932 shall, by regulation adopted in accordance with chapter 54 and upon  
933 the recommendation of the board, establish requirements for (1) the  
934 continuing education of licensed shorthand reporters; (2) the form and  
935 content of the examination shorthand reporters are required to pass to  
936 satisfy the licensure requirements set forth in subsection (a) of this  
937 section; and (3) such other matters as the commissioner deems  
938 necessary to carry out the purposes of this chapter.

939 (d) A licensee who has failed to renew such license for a period of  
940 over two years from the date of expiration of such license shall have it  
941 reinstated only upon complying with the examination requirements of  
942 this section.

943 (e) Notwithstanding the provision of subsection (d) of this section,  
944 upon application and fee, the board or the department may [, at its  
945 discretion,] reinstate a lapsed license without examination, provided  
946 such application for reinstatement is accompanied by a notarized letter  
947 and supporting documentation attesting to the applicant's related  
948 experience in the field of shorthand reporting or similar work practice  
949 satisfactory to the board or the department from the time he or she had  
950 let such license lapse. Such applicant, upon approval by the board or  
951 the department, shall pay all back license and late fees.

952 Sec. 531. Section 20-656 of the general statutes is amended by adding  
953 subsection (f) as follows (*Effective July 1, 2016*):

954 (NEW) (f) Any such suspension or revocation of a license or  
955 imposition of a civil penalty by the board shall be a proposed final

956 decision and submitted to the commissioner in accordance with the  
 957 provisions of subsection (b) of section 21a-7, as amended by this act."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	July 1, 2016	21a-9
Sec. 502	July 1, 2016	20-294
Sec. 503	July 1, 2016	20-296
Sec. 504	July 1, 2016	20-302
Sec. 505	July 1, 2016	20-304
Sec. 506	July 1, 2016	20-304a(a)
Sec. 507	July 1, 2016	20-307a
Sec. 508	July 1, 2016	20-312
Sec. 509	July 1, 2016	20-313
Sec. 510	July 1, 2016	20-314(c)
Sec. 511	July 1, 2016	20-314(d)
Sec. 512	July 1, 2016	20-316(a)
Sec. 513	July 1, 2016	20-317(a)
Sec. 514	July 1, 2016	20-320
Sec. 515	July 1, 2016	20-320a
Sec. 516	July 1, 2016	20-325
Sec. 517	July 1, 2016	20-333
Sec. 518	July 1, 2016	20-333a
Sec. 519	July 1, 2016	20-334(c)
Sec. 520	July 1, 2016	20-334a(a) and (b)
Sec. 521	July 1, 2016	20-340b(b)
Sec. 522	July 1, 2016	20-340b(e)
Sec. 523	July 1, 2016	20-372(a)
Sec. 524	July 1, 2016	20-373
Sec. 525	July 1, 2016	20-494(c)
Sec. 526	July 1, 2016	20-494a(b)
Sec. 527	July 1, 2016	20-519
Sec. 528	July 1, 2016	20-574
Sec. 529	July 1, 2016	20-653(a)
Sec. 530	July 1, 2016	20-654
Sec. 531	July 1, 2016	20-656